

**AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE**

Index # 07 cv 11438

Purchased/Filed: December 20, 2007

STATE OF NEW YORK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF NY

*Joe Hand Promotions, Inc*

Plaintiff

against

*Neil S. Weinberg, et al*

Defendant

STATE OF NEW YORK  
COUNTY OF ALBANY

SS.:

Jessica Miller, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on January 29, 2008, at 2:00pm, at the office of the Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed Summons in a Civil Action, and Complaint and Rule 7.1 Corporate Disclosure Statement, and Individual Judge's Rules on The Watering Hole of 2nd Ave. Corp., the Defendant in this action, by delivering to and leaving with Carol Vogt, AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, 2 true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of 40 dollars; That said service was made pursuant to Section 306 Business Corporation Law.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 43 Approx. Wt: 118 Approx. Ht: 5'  
Color of skin: White Hair color: Brown Sex: F Other: \_\_\_\_\_

Sworn to before me on this

4th day of February, 2008



DONNA M. TIDINGS  
NOTARY PUBLIC, State of New York  
No. 01TI4898570, Qualified in Albany County  
Commission Expires June 15, 2011



Jessica Miller

Invoice•Work Order # SP0800923

ORIGINAL

AO 440 (Rev. 8/01) Summons in a Civil Action

JUDGE CHIN

## UNITED STATES DISTRICT COURT

Southern

District of

New York

JOE HAND PROMOTIONS, INC.,  
as Broadcast Licensee of the September 22, 2007  
UFC #76 Program,

Plaintiff,

V.

## SUMMONS IN A CIVIL ACTION

NEIL S. WEINBERG, Individually and as officer, director,  
shareholder and/or principal of THE WATERING HOLE OF  
2<sup>ND</sup> AVE. CORP. d/b/a THE WATERING HOLE OF 2<sup>ND</sup>  
AVENUE a/k/a 2 AVE BY 4 ST a/k/a 2 BY 4, and THE  
WATERING HOLE OF 2<sup>ND</sup> AVE. CORP. d/b/a THE  
WATERING HOLE OF 2<sup>ND</sup> AVENUE a/k/a 2 AVE BY 4 ST  
a/k/a 2 BY 4,

Defendants.

CASE NUMBER:

07 CV 11438

TO: (Name and address of Defendant)

THE WATERING HOLE OF 2<sup>ND</sup> AVE. CORP. d/b/a THE WATERING HOLE OF 2<sup>ND</sup> AVENUE a/k/a 2 AVE BY 4 ST a/k/a  
2 BY 4

68 2<sup>nd</sup> Avenue  
New York, New York 10003  
Our File No. 07-13-S02V

The Watering Hole of 2<sup>nd</sup> Ave. Corp.  
86 East 4<sup>th</sup> Street, Apt. 2  
New York, New York 10003

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)  
LONSTEIN LAW OFFICE, P.C.  
1 Terrace Hill, P.O. Box 351  
Ellenville, NY 12428  
Tel. (845)647-8500

an answer to the complaint which is served on you with this summons, within twenty (20) days after service  
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you  
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the  
Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

DEC 20 2007

CLERK

DATE

(By) DEPUTY CLERK